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DOCKET NO.: ADOL-0497

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:  
Lawrence I. Kruse, et al.  
Serial No.: 09/769,450

Confirmation No.: 4357

Group Art Unit: 1617

Filing Date: January 26, 2001

Examiner: Wang, Shengjun

For: Kappa Agonist Compounds, Pharmaceutical Formulations And Method Of  
Prevention And Treatment Of Pruritus Therewith

EXPRESS MAIL LABEL NO: EV 160092470 US  
DATE OF DEPOSIT: January 23, 2003

EV160092470US

Box ☐ NON-FEE  
☒ AF

Assistant Commissioner for Patents  
Washington DC 20231

Sir:

### REPLY TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified patent application is:

- ☐ A Preliminary Amendment.
- ☒ An Amendment Responsive to the Office Action Dated July 23, 2002.
- ☐ An Amendment Supplemental to the Paper filed
- ☐ Other:
- ☐ Applicant(s) has previously claimed small entity status under 37 CFR § 1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as:
  - ☐ an Independent Inventor
  - ☐ a Small Business Concern
  - ☐ a Nonprofit Organization

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- ☐ This application is no longer entitled to small entity status. It is requested that this be noted in the files of the U.S. Patent and Trademark Office.
- ☐ Loss of Entitlement Enclosed
- ☐ Substitute Pages of the Specification are enclosed.
- ☐ An Abstract is enclosed.
- ☐ Sheets of Proposed Corrected Drawings are enclosed.
- ☐ A Certified Copy of each of the following applications: is enclosed.
- ☐ An Associate Power of Attorney is enclosed.
- ☐ Information Disclosure Statement.
  - ☐ Attached Form 1449.
  - ☐ A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- ☐ Appended Material as follows: .
- ☒ Other Material as follows: Statement Under 37 CFR §3.73(b); Four (4) separate Terminal Disclaimers to Obviate a Double Patenting Rejection Over a Prior Patent for U.S. Patent Nos.: 5,763,445; 5,981,513; 6,028,063; and 6,180,623.

## FEE CALCULATION

☐ No Additional Fee is Due.

				SMALL ENTITY		NOT SMALL ENTITY	
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	7	(20 MINIMUM) 33	0	\$9 EACH	\$0	\$18 EACH	\$
INDEP. CLAIMS	1	(3 MINIMUM) 6	0	\$42 EACH	\$0	\$84 EACH	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$140	\$0	\$280	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$0	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$205	\$0	\$410	\$
<input checked="" type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$465	\$465	\$930	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$725	\$0	\$1450	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME				\$985	\$0	\$1970	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$0)	minus	(\$ )
<input checked="" type="checkbox"/> TERMINAL DISCLAIMER (4)				\$55	\$220	\$110	\$
<input type="checkbox"/> OTHER FEE OR SURCHARGE AS FOLLOWS:							
TOTAL FEE DUE					\$685.00		\$

- ☐ A check in the amount of **\$0.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account 23-3050.
- ☒ Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for response to the Office Action of July 23, 2002 to and through January 23, 2003 comprising an extension of the shortened statutory period of three (3) months.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is provided in duplicate.
- ☒ The foregoing amount due for filing this paper.
- ☒ Any additional filing fees required, including fees for the presentation of extra claims under 37 CFR § 1.16.

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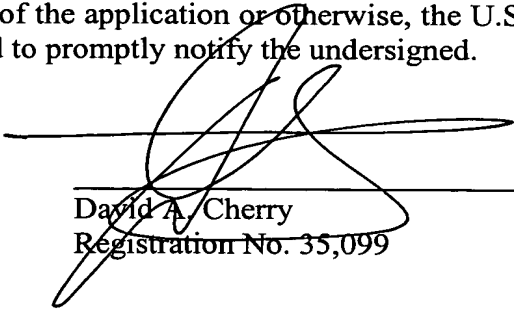
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**PATENT**

☐ Any additional patent application processing fees under 37 CFR § 1.17 or 1.20(d).

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the U.S. Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: January 23, 2003



\_\_\_\_\_  
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For: **Kappa Agonist Compounds, Pharmaceutical Formulations And Method Of Prevention And Treatment Of Pruritus Therewith**

Commissioner of Patents and Trademarks  
Washington DC 20231

**STATEMENT UNDER 37 CFR § 3.73(b)**

Adolor Corporation, of 620 Pennsylvania Avenue, Exton, Pennsylvania 19341-1127

states that it is:

- ☒ the assignee of the entire right, title, and interest; or
- ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above.

- ☒ 1. The assignment was recorded in the Patent and Trademark Office at Reel 011541 Frame 0338.
- ☐ 2. The assignment has not yet been recorded. A copy of the assignment is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

- |     |                          |     |   |
|-----|--------------------------|-----|---|
| i.  | From:                    | To: | The document was recorded in the Patent and |
|     | Trademark Office at Reel |     | , Frame(s) , or for which a copy thereof    |
|     | is attached.             |     |   |
| ii. | From:                    | To: | The document was recorded in the Patent and |
|     | Trademark Office at Reel |     | , Frame(s) , or for which a copy thereof    |
|     | is attached.             |     |   |

**DOCKET NO.: ADOL-0497**

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**PATENT**

iii.                      From:                      To:                      The document was recorded in the Patent and  
                                 Trademark Office at Reel                      , Frame(s)                      , or for which a copy thereof  
                                 is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

Date:

  
Signature

Name: Bruce A. Peacock

Title: President & CEO

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